

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87637 of 2025

Arising Out of PS. Case No.-43 Year-2025 Thana- MANJHI District- Saran

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Ranjeet Chaudhary @ Ranjan Chaudhary @ Ranjan Kr. Chaudhary S/o Late
Ramnath Chaudhari R/o Village - Manjhi Chaubasthan, P.S - Manjhi, District
- Saran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary

For the Opposite Party/s : Mr.Bishweshwar Ram

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 19-12-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Manjhi P.S. Case No. 43 of 2025, F.I.R dated 05.02.2025 registered for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

3. As per the prosecution case, on 05.02.2025, the informant, on the direction of the SHO, received information that the petitioner, Ranjan Chaudhary, was allegedly selling liquor from his house. Acting upon the said information, the informant proceeded to verify the same and conducted a raid near the petitioner's house. During the raid, one person



allegedly came out from the cowshed and managed to escape despite chase, and upon enquiry, the chaukidar disclosed his name as Ranjan Chaudhary. Thereafter, the informant, in presence of two constables, searched the cowshed situated in front of the petitioner's house and allegedly recovered 7 litres of country-made liquor from an aluminium box, for which a seizure list was prepared.

4. Learned counsel for the petitioner submits that the recovery is shown to have been made from the cow shed which belongs to this petitioner, and it has next submitted that it is an open space, which is accessible to general public, local villagers cannot be denied. It has fairly been submitted that this petitioner has two antecedents akin to the instant case, and he is on bail.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Regard being had to the submission made by the parties, taking into consideration the fact that illicit liquor has not been recovered from the constructive possession and / or premises belonging to the petitioner and considering the aforesaid fact that the petitioner has falsely been implicated in the instant case, and he is in no way connected with the seized articles, accordingly, this Court is inclined to grant anticipatory



bail to the petitioner.

7. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the court below within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise Court No. 2nd, Saran at Chapra in connection with Manjhi P.S. Case No. 43 of 2025 subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

(Ajit Kumar, J)

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